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FACSIMILE TRANSMISSION

August 9, 2005

TO: U.S. PATENT AND TRADEMARK OFFICE

ATTN: Examiner Hung Q. Pham

FAX NO.: 571-273-8300 TELEPHONE:

FROM: Stephen T. Boughner

RE: NOTICE OF APPEAL WITH TWO MONTH OF EXTENSION OF TIME

SERIAL NO.: 09/825,403 OUR DOCKET: 10003507-2 (1673.1039)

NO. OF PAGES (Including this Cover Sheet) 2

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COMMENTS:

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AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P. O. Box 7599
Loveland, Colorado 80537-0599

Connect

ATTORNEY DOCKET NO.10003507-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Kenneth W. Shrum, et al.

Serial No.: 09/825,403

Examiner: Hung Q. Pham

Filing Date: April 3, 2001

Group Art Unit: 2172

Title: INTERNET SERVER SYSTEM TEST AND MEASUREMENT

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COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, March 10, 2005, rejecting the following claims

The fee for this Notice of Appeal (37 CFR 1.17(b)) is \$500.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☒ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

<input type="checkbox"/>	one month	\$ 120.00
<input checked="" type="checkbox"/>	two months	\$ 450.00
<input type="checkbox"/>	three months	\$1020.00
<input type="checkbox"/>	four months	\$1590.00

☐ The extension fee has already been filed in this application.

☐ (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 50-1078 the sum of 950 At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25.

A duplicate copy of this transmittal letter is enclosed.

☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit:

OR

☐ I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Date of Facsimile:

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Signature: _____

Respectfully submitted,

Kenneth W. Shrum, et al.

By


Stephen T. Boughner
Attorney/Agent for Applicant(s)

Reg. No.45,317

Date: August 9, 2005

Telephone No. 202-434-1500

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01 FC:1401 500.00 DA

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02 FC:1252 450.00 DA